

JS 44C/SDNY
REV.
10/01/2020

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS
ELIJAH EWELL

DEFENDANTS
CITYOF NEW YORK, DANIEL RAMOS, SHIELD # 17933, JOHN DOE # 1,
JOHN DOE # 2, CESAR IMBERT

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
JAMES I. MEYERSON, 510 FIFTH AVENUE-# 335, NEW YORK CITY,
NEW YORK 10036 (917) 570-5369

ATTORNEYS (IF KNOWN)
OFFICE OF THE NEW YORK CITY CORPORATION COUNSEL, 100
CHURCH STREET, NEW YORK, NEW YORK 10007

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

42 U.S.C. SECTION 1983 UNCONSTITUTIONAL STOP, DETENTION, ARREST; SEARCH, EXCESSIVE FORCE; OTHER

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No ☒ Yes ☐ Judge Previously Assigned

If yes, was this case Vol. ☐ Invol. ☐ Dismissed. No ☐ Yes ☐ If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE?

No ☒ Yes ☐

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

TORTS		ACTIONS UNDER STATUTES			
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
[] 110 INSURANCE	[] 310 AIRPLANE	[] 367 HEALTHCARE/	[] 625 DRUG RELATED	[] 422 APPEAL	[] 375 FALSE CLAIMS
[] 120 MARINE	[] 315 AIRPLANE PRODUCT	PHARMACEUTICAL PERSONAL	INJURY/PRODUCT LIABILITY	[] 28 USC 158	[] 376 QUI TAM
[] 130 MILLER ACT	LIABILITY	[] 365 PERSONAL INJURY	SEIZURE OF PROPERTY	[] 423 WITHDRAWAL	[] 400 STATE
[] 140 NEGOTIABLE	[] 320 ASSAULT, LIBEL &	PRODUCT LIABILITY	21 USC 881	[] 28 USC 157	REAPPORTMENT
INSTRUMENT	SLANDER	[] 368 ASBESTOS PERSONAL	[] 690 OTHER		[] 410 ANTITRUST
[] 150 RECOVERY OF	[] 330 FEDERAL	INJURY PRODUCT			[] 430 BANKS & BANKING
OVERPAYMENT &	EMPLOYERS'	LIABILITY			[] 450 COMMERCE
ENFORCEMENT	LIABILITY		PROPERTY RIGHTS		[] 460 DEPORTATION
OF JUDGMENT	[] 340 MARINE	PERSONAL PROPERTY	[] 820 COPYRIGHTS	[] 880 DEFEND TRADE SECRETS ACT	[] 470 RACKETEER INFLU-
[] 151 MEDICARE ACT	[] 345 MARINE PRODUCT	[] 370 OTHER FRAUD	[] 830 PATENT		ENCED & CORRUPT
[] 152 RECOVERY OF	LIABILITY	[] 371 TRUTH IN LENDING	[] 835 PATENT-ABBREVIATED NEW DRUG APPLICATION		ORGANIZATION ACT
DEFAULTED	[] 350 MOTOR VEHICLE		[] 840 TRADEMARK		(RICO)
STUDENT LOANS	[] 355 MOTOR VEHICLE				[] 480 CONSUMER CREDIT
(EXCL VETERANS)	PRODUCT LIABILITY				[] 485 TELEPHONE CONSUMER
[] 153 RECOVERY OF	[] 360 OTHER PERSONAL	[] 380 OTHER PERSONAL	LABOR	SOCIAL SECURITY	PROTECTION ACT
OVERPAYMENT	INJURY	PROPERTY DAMAGE	[] 710 FAIR LABOR	[] 861 HIA (1395ff)	
OF VETERAN'S	[] 362 PERSONAL INJURY -	PRODUCT LIABILITY	STANDARDS ACT	[] 862 BLACK LUNG (923)	[] 490 CABLE/SATELLITE TV
BENEFITS	MED MALPRACTICE		[] 720 LABOR/MGMT	[] 863 DIWC/DIWW (405(g))	[] 850 SECURITIES/
[] 160 STOCKHOLDERS		PRISONER PETITIONS	RELATIONS	[] 864 SSID TITLE XVI	COMMODITIES/
SUITS		[] 463 ALIEN DETAINEE	[] 740 RAILWAY LABOR ACT	[] 865 RSI (405(g))	EXCHANGE
[] 190 OTHER		[] 510 MOTIONS TO	LEAVE ACT (FMLA)		[] 890 OTHER STATUTORY
CONTRACT	ACTIONS UNDER STATUTES	VACATE SENTENCE		FEDERAL TAX SUITS	ACTIONS
[] 195 CONTRACT	CIVIL RIGHTS	28 USC 2255	[] 751 FAMILY MEDICAL	[] 870 TAXES (U.S. Plaintiff or	[] 891 AGRICULTURAL ACTS
PRODUCT	[] 440 OTHER CIVIL RIGHTS	[] 530 HABEAS CORPUS	[] 790 OTHER LABOR	Defendant)	[] 893 ENVIRONMENTAL
LIABILITY	(Non-Prisoner)	[] 535 DEATH PENALTY	LITIGATION	[] 871 IRS-THIRD PARTY	MATTERS
[] 196 FRANCHISE		[] 540 MANDAMUS & OTHER	[] 791 EMPL RET INC	26 USC 7609	[] 895 FREEDOM OF
			SECURITY ACT (ERISA)		INFORMATION ACT
REAL PROPERTY		PRISONER CIVIL RIGHTS	IMMIGRATION		[] 896 ARBITRATION
[] 210 LAND	[] 441 VOTING	[] 550 CIVIL RIGHTS	[] 462 NATURALIZATION		[] 899 ADMINISTRATIVE
CONDEMNATION	[] 442 EMPLOYMENT	[] 555 PRISON CONDITION	APPLICATION		PROCEDURE ACT/REVIEW OF
[] 220 FORECLOSURE	[] 443 HOUSING/	[] 560 CIVIL DETAINEE	[] 465 OTHER IMMIGRATION		APPEAL OF AGENCY DECISIO
[] 230 RENT LEASE &	ACCOMMODATIONS	CONDITIONS OF CONFINEMENT	ACTIONS		
EJECTMENT	[] 445 AMERICANS WITH				[] 950 CONSTITUTIONALITY O
[] 240 TORTS TO LAND	DISABILITIES -				STATE STATUTES
TORT PRODUCT	EMPLOYMENT				
[] 245 LIABILITY	[] 446 AMERICANS WITH				
ALL OTHER	DISABILITIES -OTHER				
REAL PROPERTY	[] 448 EDUCATION				

Check if demanded in complaint:

☐ CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?

IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint

JURY DEMAND: ☒ YES ☐ NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN *x* IN ONE BOX ONLY)

- ORIGIN**
- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from (Specify District) ☐ 6 Multidistrict Litigation (Transferred) ☐ 7 Appeal to District Judge from Magistrate Judge
- ☐ a. all parties represented ☐ b. At least one party is pro se. ☐ 8 Multidistrict Litigation (Direct File)

(PLACE AN *x* IN ONE BOX ONLY)

- BASIS OF JURISDICTION**
- ☐ 1 U.S. PLAINTIFF ☐ 2 U.S. DEFENDANT ☒ 3 FEDERAL QUESTION ☐ 4 DIVERSITY
(U.S. NOT A PARTY)

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.**CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)**

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF [] DEF []	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF [] DEF []	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF [] DEF []
CITIZEN OF ANOTHER STATE	[] 2 [] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[] 4 [] 4	FOREIGN NATION	[] 6 [] 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

ELIJAH EWELL

1755 BRUCKNER BOULEVARD-#1H, BRONX, NEW YORK 10472

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

CITY OF NEW YORK-100 CHURCH STREET, NEW YORK CITY, NEW YORK

DANIEL RAMOS, JOHN DOE # 1, JOHN DOE # 2, CESAR IMBERT

NYPD 43RD PRECINCT-900 FTELEY AVENUE, BRONX, NEW YORK 10473

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: THIS ACTION SHOULD BE ASSIGNED TO: ☐ WHITE PLAINS ☒ MANHATTAN

DATE 12/02/2021

SIGNATURE OF ATTORNEY OF RECORD

RECEIPT # *James I. Meyerson*
James I. Meyerson

ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO

[x] YES (DATE ADMITTED Mo. 11 Yr. 1973)

Attorney Bar Code # 1584705

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)

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